

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

<p><b>MARVIN MANDEL,</b> <b>Plaintiff,</b></p> <p>v.</p> <p><b>UNUMPROVIDENT CORPORATION,</b> <b>Defendant.</b></p>	<p><b>CIVIL ACTION NO. 02-4468</b></p>
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**O R D E R**

**AND NOW**, this 30th day of July, 2002, it is hereby **ORDERED** that the defendant's Motion to Dismiss is **GRANTED** to the extent that the complaint is dismissed without prejudice to bringing an action against the insurer in this case, Provident Life and Accident Insurance Company.

Plaintiff's Motion for Remand is **DENIED** as moot.

**BY THE COURT:**

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**MARVIN KATZ, S.J.**